

1 MELINDA HAAG (CABN 132612)
United States Attorney

2 J. DOUGLAS WILSON (DCBN 412811)
3 Chief, Criminal Division

4 CAROLYN SILANE (NYBN 4596235)
5 Special Assistant United States Attorney

6 450 Golden Gate Avenue, Box 36055
7 San Francisco, California 94102
Telephone: (415) 436-6973
Facsimile: (415) 436-7234
E-Mail: carolyn.silane@usdoj.gov

8 Attorneys for the United States of America

10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12 SAN FRANCISCO DIVISION

13 UNITED STATES OF AMERICA,) No. CR 3-12-71281-MAG

14 Plaintiff,)

15 v.)

16 TROY CHATTARIYANGKUL,)

17 Defendant.)

18 _____)
19
20 STIPULATION AND [PROPOSED]
21 ORDER CONTINUING APPEARANCE
22 DATE AND EXCLUDING TIME
23 PURSUANT TO FED. R. CRIM. P. 5.1 &
24 18 U.S.C. § 3161

25 The parties, by and through counsel, stipulate and agree as follows:

26 1. The time limits in Fed. R. Crim. P. 5.1(c) shall be extended to and until November 7, 2013,
27 and the hearing scheduled for September 9, 2013, vacated.

28 2. Counsel for the United States and the defendant are seeking to enter into a pre-trial
diversion agreement in this case. Pre-trial Services informed the Government that it would like
to conduct an investigation in order to make a recommendation regarding the agreement, which
will take approximately 45 days. The parties are thus requesting to set a control date for
November 7, 2013.

29 3. The parties agree that extending the time limits of Rule 5.1 and the Speedy Trial Act

serves the ends of justice and outweighs the interests of the public and the defendant in a speedy trial. 18 U.S.C. §§ 3161(h)(2); (h)(7).

3. The hearing scheduled for September 9, 2013, should be vacated. The next date in this case shall be a control date set for November 7, 2013, at 9:30 am before the duty magistrate in San Francisco.

SO STIPULATED AND AGREED,

MELINDA HAAG
United States Attorney

DATED: September 6, 2013

/s/
CAROLYN SILANE
Special Assistant United States Attorney

DATED: September 6, 2013

/s/
GAIL SHIFFMAN
Attorney for Troy Chattariyayangkul

[PROPOSED] ORDER

Pursuant to stipulation, Fed. R. Crim. P. 5.1, and 18 U.S.C. §§ 3161(h)(2); (h)(7), IT IS
SO ORDERED.

DATED: September 9, 2013

Elijah R. D. Laporte
HON. ELIZABETH LAPORTE
United States Magistrate Judge